

**Introduced by Senator Denham**January 28, 2010

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An act to amend Section 9001 of the Elections Code, relating to elections.

## LEGISLATIVE COUNSEL'S DIGEST

SB 915, as introduced, Denham. Initiative and referendum circulation.

Existing law requires the proponents of an initiative or referendum to submit the text of the proposed measure to the Attorney General and to request from the Attorney General a title and summary for the measure prior to circulating the measure for signatures. Existing law requires the proponents of an initiative measure to pay a fee of \$200 at the time of submitting the text of the proposed measure to the Attorney General. Existing law requires that this fee be refunded to the proponents if the measure qualifies for the ballot within 2 years of the date on which the Attorney General issued the title and summary. If the measure does not qualify for the ballot within 2 years, existing law requires that the fee be deposited in the General Fund.

This bill would make nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 9001 of the Elections Code is amended
- 2 to read:
- 3 9001. (a) Prior to the circulation of ~~any~~ *an* initiative or
- 4 referendum petition for signatures, the text of the proposed measure
- 5 shall be submitted to the Attorney General with a written request

1 that a circulating title and summary of the chief purpose and points  
2 of the proposed measure be prepared. The electors presenting the  
3 request shall be known as the “proponents.” The Attorney General  
4 shall preserve the written request until after the next general  
5 election.

6 (b) Each ~~and every~~ proponent of ~~any~~ a proposed initiative  
7 measure shall, at the time of submitting the text of the proposed  
8 measure, provide both of the following:

9 (1) An original signed certification stating that “I, (insert name),  
10 declare under penalty of perjury that I am a citizen of the United  
11 States, 18 years of age or older, and a resident of (insert county),  
12 California.”

13 (2) Public contact information.

14 (c) The proponents of ~~any~~ an initiative measure, at the time of  
15 submitting the text of the proposed measure to the Attorney  
16 General, shall pay a fee of two hundred dollars (\$200), which shall  
17 be placed in a trust fund in the office of the Treasurer and refunded  
18 to the proponents if the measure qualifies for the ballot within two  
19 years from the date the summary is furnished to the proponents.  
20 If the measure does not qualify within that period, the fee shall be  
21 immediately paid into the General Fund of the state.

22 (d) All referenda and proposed initiative measures must be  
23 submitted to the Attorney General’s Initiative Coordinator located  
24 in the Sacramento Attorney General’s Office via ~~U.S.~~ *United States*  
25 Postal Service, alternative mail service, or personal delivery. Only  
26 printed documents will be accepted;; facsimile or e-mail delivery  
27 will not be accepted.

28 (e) The Attorney General’s office shall not deem a request for  
29 a circulating title and summary submitted until all of the  
30 requirements of this section are met.